

FISCAL NOTE

SB 3610 – HB 3927

March 20, 2006

SUMMARY OF BILL: Increases an LEA's discretion when leasing or selling surplus property. Authorizes LEAs to lease or sell to private parties. Prohibits the levying of damages against any member of a local or county board or other school official for injury to persons or property resulting from the use of such school buildings or property.

ESTIMATED FISCAL IMPACT:

Increase Local Govt. Expenditures – Not Significant

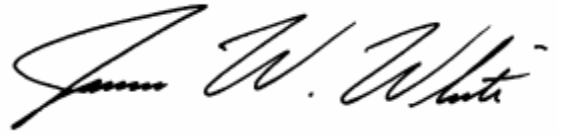
Increase Local Govt. Revenues – Not Significant

Assumptions:

- Permits LEAs to lease surplus property to private entities.
- Gives LEAs absolute discretion concerning which non-profit or for-profit extracurricular activities are beneficial to the community and authorizes short term, transient or temporary uses of school property such as uses by private tutors, private coaches, churches, clubs, individuals, or companies when the use is beneficial to the community and does not interfere with the primary use of the property.
- Any increase in local revenues would be from the sale of surplus property or equipment, which would be at the discretion of the local board; or from any rents received by charging others for the use of school property. However, such increase in local revenues is estimated to be not significant.
- The sale of any surplus property purchased with federal funds would be disposed of in accordance with state law. Any funds received from such sale would be deposited back to the credit of the federal program which initially purchased the property. If the fair market value (FMV) is less than \$5,000, the LEA is allowed to retain the funds; if it exceeds \$5,000 the awarding agency would have the right to a prorated share of the proceeds.
- Any increase in local expenditures due to the executing of contracts, maintaining executed contracts on-line, etc. could be handled with existing school personnel.

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, reading "James W. White". The signature is written in a cursive style with a large, stylized "J" and "W".

James W. White, Executive Director